

AK

Notice of Allowability

Application No.

10/803,283

Applicant(s)

PAL ET AL.

Examiner

Susan F. Rayyan

Art Unit

2167

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 1/7/2008.
2. ☒ The allowed claim(s) is/are 1-12, 14-23, now renumbered as claims 1-22.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.


4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material

5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


 Susan Rayyan
 January 31, 2008

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.
2. Authorization for this examiner's amendment was given in a telephone interview with Kenneth R. Eiferman, Registration Number 51,647 on January 31 and February 1.
3. The application has been amended as follows:

Claims

In claim 9

Line1, after "readable" inserted --storage--

In claim 10

Inserted between Line4 and line 5 --a processor;--

In claim 19

Line1, after "readable" inserted --storage--

In claim 20

Inserted between Line1 and line 2 --a processor;--

Allowable Subject Matter

4. Claims 1-12, 14-23 are allowed.
5. The following is an examiner's statement of reasons for allowance:

Regarding independent claim 1, prior art of record does not teach mapping the extensible markup language based algebra operations in the unified tree to enhanced relational algebra based extensible markup language modification operations in a relational tree and executing the query by modifying data that is stored in the node of the extensible markup language schema in the database in accordance with the relational tree comprising the enhanced relational algebra based extensible markup language modification operations.

Regarding independent claim 10, prior art of record does not teach an extensible markup language algebraizer for mapping the extensible markup language based algebra operations in the unified tree to enhanced relational algebra based extensible markup language modification operations in a relational tree and a query processor that executes the query by modifying data that is stored in the node of the extensible markup language schema in the database in accordance with the relational tree comprising the enhanced relational algebra based extensible markup language modification operations.

Regarding independent claim 16, prior art of record does not teach generating a query plan for the expression including enhanced relational algebra expressions with a nested table abstraction operation and executing the query based on the query plan by

using the nested table abstraction operation to establish a parent to descendent relationship among instances of nodes in an extensible markup language schema without compiling separate lists.

Regarding independent claim 20, prior art of record does not teach an extensible markup language algebraizer for generating a query plan for the expression including enhanced relational algebra expressions with a nested table abstraction operation and a query processor that executes the query based on the query plan by using the nested table abstraction operation to establish a parent to descendent relationship among instances of nodes in an extensible markup language schema without compiling separate lists corresponding to each of the nodes.

6. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Susan F. Rayyan whose telephone number is 571-272-1675. The examiner can normally be reached on M-F, 7:30-4:00.

Application/Control Number:
10/803,283
Art Unit: 2167

Page 5

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cottingham can be reached on 571-272-7079. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Susan Rayyan

January 31, 2008



JOHN COTTINGHAM
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100